



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

08/478478

SERIAL NUMBER	FIILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
08/478,748	06/07/95	WALDMANN	T 2026-4003US3

18M1/0709  
NATIONAL INSTITUTES OF HEALTH  
PATENT BRANCH  
OFFICE OF TECHNOLOGY TRANSFER  
BOX OTT  
BETHESDA MD 20892

EXAMINER	
GAMBEL, P	
ART UNIT	PAPER NUMBER
1806	DE 12
DATE MAILED:	
07/09/97	

Below is a communication from the EXAMINER in charge of this application

COMMISSIONER OF PATENTS AND TRADEMARKS

ADVISORY ACTION

THE PERIOD FOR RESPONSE:

a)  is extended to run 4 MONTHS or continues to run \_\_\_\_\_ from the date of the final rejection  
b)  expires three months from the date of the final rejection or as of the mailing date of this Advisory Action, whichever is later. In no event however, will the statutory period for the response expire later than six months from the date of the final rejection.

Any extension of time must be obtained by filing a petition under 37 CFR 1.136(a), the proposed response and the appropriate fee. The date on which the response, the petition, and the fee have been filed is the date of the response and also the date for the purposes of determining the period of extension and the corresponding amount of the fee. Any extension fee pursuant to 37 CFR 1.17 will be calculated from the date of the originally set shortened statutory period for response or as set forth in b) above.

Appellant's Brief is due in accordance with 37 CFR 1.192(a).

Applicant's response to the final rejection, filed 6/9/97 has been considered with the following effect, but it is not deemed to place the application in condition for allowance:

1.  The proposed amendments to the claim and /or specification will not be entered and the final rejection stands because:

a.  There is no convincing showing under 37 CFR 1.116(b) why the proposed amendment is necessary and was not earlier presented.  
b.  They raise new issues that would require further consideration and/or search. (See Note).  
c.  They raise the issue of new matter. (See Note).  
d.  They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal.

They present additional claims without cancelling a corresponding number of finally rejected claims.

*ASSTATED IN AND SUCH THAT 25-75% SATURATION OF TOTAL IL-2 RECEPTORS*

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